

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
FIFTY-NINTH LEGISLATURE

**FIFTY-FIRST LEGISLATIVE DAY
TUESDAY, FEBRUARY 26, 2008**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 68 members present.

Absent and excused – Clark, Patrick. Total – 2.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Kelsei Cooper, Page.

Approval of Journal

February 26, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fiftieth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

February 25, 2008

Mr. Speaker:

I transmit herewith enrolled **SCR 126** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **SCR 126** and, when so signed, ordered it returned to the Senate.

February 25, 2008

Mr. Speaker:

I transmit herewith **S 1407, S 1428, S 1388, S 1385, S 1344**, as amended, **S 1380**, as amended, **S 1397**, as amended, **S 1430**, and **S 1401** which have passed the Senate.

WOOD, Secretary

S 1407, S 1428, S 1388, S 1385, S 1344, as amended, **S 1380**, as amended, **S 1397**, as amended, **S 1430**, and **S 1401** were filed for first reading.

February 25, 2008

Mr. Speaker:

I return herewith **H 390, H 387, H 360, H 419, H 420**, and **H 352** which have passed the Senate.

WOOD, Secretary

H 390, H 387, H 360, H 419, H 420, and **H 352** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

February 26, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed **H 556, H 557, H 558, H 559**, and **H 560**.

CLARK, Chairman

H 556 was referred to the Business Committee.

H 557 was referred to the Environment, Energy, and Technology Committee.

H 558 was referred to the State Affairs Committee.

H 559 was referred to the Health and Welfare Committee.

H 560 was filed for second reading.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **HCR 39**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **HCR 39**, and, when so signed, ordered it transmitted to the Senate for the signature of the President.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration **H 532** and recommend that it do pass.

NONINI, Chairman

H 532 was filed for second reading.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **S 1265, S 1267**, and **S 1268** and recommend that they do pass.

STEVENSON, Chairman

S 1265, S 1267, and **S 1268** were filed for second reading.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1318**, as amended, **S 1339**, as amended, **S 1357**, **S 1325**, **S 1326**, **S 1327**, **S 1328**, **S 1331**, **S 1333**, and **S 1334** and recommend that they do pass.

CLARK, Chairman

S 1318, as amended, **S 1339**, as amended, **S 1357**, **S 1325**, **S 1326**, **S 1327**, **S 1328**, **S 1331**, **S 1333**, and **S 1334** were filed for second reading.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **H 476**, **H 477**, and **H 480** and recommend that they do pass.

BLACK, Chairman

H 476, **H 477**, and **H 480** were filed for second reading.

February 25, 2008

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **H 541** and report it back with amendments attached to be placed on General Orders for consideration.

CLARK, Chairman

H 541 was placed on General Orders for consideration.

There being no objection, the House advanced to the Eighth Order of Business.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 561
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO THE PRODUCTION EXEMPTION; AMENDING SECTION 63-3622D, IDAHO CODE, TO PROVIDE THAT THE PRODUCTION EXEMPTION FROM SALES AND USE TAX SHALL BE AVAILABLE TO A BUSINESS, OR SEPARATELY OPERATED SEGMENT OF A BUSINESS, ENGAGED IN THE BUSINESS OF PROCESSING MATERIALS, SUBSTANCES OR COMMODITIES FOR USE AS FUEL FOR THE PRODUCTION OF ENERGY, WHETHER AS A SUBCONTRACTOR, CONTRACTOR, CONTRACTEE OR SUBCONTRACTEE, WITHOUT REGARD TO THE OWNERSHIP OF THE MATERIALS, SUBSTANCES OR COMMODITIES BEING PROCESSED AND IRRESPECTIVE OF WHETHER THE MATERIALS, SUBSTANCES OR COMMODITIES BEING PROCESSED ARE INTENDED FOR ULTIMATE SALE AT RETAIL WITHIN OR WITHOUT THIS STATE.

**HOUSE BILL NO. 562
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO TAXATION; AMENDING TITLE 63,

IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 45, TITLE 63, IDAHO CODE, TO PROVIDE A SHORT TITLE, TO PROVIDE A PROPERTY TAX EXEMPTION FOR CERTAIN NEW CAPITAL INVESTMENTS, TO DEFINE TERMS, TO PROVIDE PROCEDURES AND TO PROVIDE RULES; PROVIDING SEVERABILITY; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

**HOUSE BILL NO. 563
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3022H, IDAHO CODE, TO REVISE QUALIFIED PROPERTY CAPITAL GAINS TREATMENT UNDER STATE INCOME TAX LAW IF IT IS HELD BY AN ESTATE, TRUST, S CORPORATION, PARTNERSHIP, LIMITED LIABILITY COMPANY OR AN INDIVIDUAL; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

**HOUSE BILL NO. 564
BY REVENUE AND TAXATION COMMITTEE
AN ACT**

RELATING TO INCOME TAXATION; AMENDING SECTION 63-3029, IDAHO CODE, TO PROVIDE THAT A PART-YEAR RESIDENT IS ENTITLED TO A CREDIT FOR INCOME TAXES PAID TO ANOTHER STATE IN REGARD TO INCOME EARNED WHILE THE TAXPAYER IS DOMICILED OR RESIDING IN THIS STATE AND TO MAKE TECHNICAL CORRECTIONS; DECLARING AN EMERGENCY AND PROVIDING APPLICATION.

**HOUSE BILL NO. 565
BY EDUCATION COMMITTEE
AN ACT**

RELATING TO RIPARIAN AND LITTORAL RIGHTS; AMENDING CHAPTER 2, TITLE 40, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 40-210, IDAHO CODE, TO PROVIDE THAT CERTAIN RIPARIAN RIGHTS AND LITTORAL RIGHTS SHALL NOT BE DEEMED TRANSFERRED OR ABANDONED TO THE STATE BY VIRTUE OF RIGHT-OF-WAY DEEDS OR EASEMENTS.

**HOUSE BILL NO. 566
BY EDUCATION COMMITTEE
AN ACT**

RELATING TO CRIMINAL HISTORY CHECKS FOR SCHOOL DISTRICT EMPLOYEES OR APPLICANTS FOR CERTIFICATES; AMENDING SECTION 33-130, IDAHO CODE, TO REQUIRE ADDITIONAL INDIVIDUALS AS SPECIFIED TO UNDERGO A CRIMINAL HISTORY CHECK, TO CLARIFY THE PROVISIONS OF A CRIMINAL HISTORY CHECK, TO PROVIDE A COPY OF BACKGROUND CHECKS TO APPLICANTS UPON REQUEST OF THE APPLICANT, TO DELETE PROCEDURAL PROVISIONS UPON COMPLETION OF A CRIMINAL HISTORY CHECK, TO REQUIRE THE STATE DEPARTMENT OF EDUCATION TO MAINTAIN A STATEWIDE LIST OF SUBSTITUTE TEACHERS AND TO REFER TO A DEFINITION OF SUBSTITUTE TEACHER; AND AMENDING SECTION 33-512, IDAHO CODE, TO REVISE DUTIES OF THE BOARDS OF TRUSTEES OF SCHOOL

DISTRICTS REGARDING CRIMINAL HISTORY CHECKS ON ALL CERTIFICATED AND NONCERTIFICATED EMPLOYEES OF THE DISTRICT AND OTHER INDIVIDUALS, TO REVISE THE DUTIES OF BOARDS OF TRUSTEES TO MAINTAIN A SAFE ENVIRONMENT FOR STUDENTS AND TO MAKE TECHNICAL CORRECTIONS.

H 561, H 562, H 563, H 564, H 565, and H 566 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1407 and S 1428, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

S 1388, by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

S 1385, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Revenue and Taxation Committee.

S 1344, as amended, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1380, as amended, and **S 1397**, as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1401, by Local Government and Taxation Committee, was introduced, read the first time by title, and referred to the Business Committee.

S 1430, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 552, by Education Committee, was read the second time by title and filed for third reading.

H 555, by Appropriations Committee, was read the second time by title and filed for third reading.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Bedke in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

February 26, 2008

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 517, S 1372, H 526, H 529, H 380, H 382, H 531** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H.B. NO. 517

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 37, delete "source of" and insert: "monthly"; in line 42, delete "total of" and insert: "monthly"; and in line 43, delete "was to receive" and insert: "receives".

HOUSE AMENDMENT TO S.B. NO. 1372

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 21, following "scrap" insert: "obtained from another".

CORRECTION TO TITLE

On page 1, in line 3, following "CORRECTIONS" insert: "AND TO REVISE REQUIREMENTS RELATING TO CERTAIN PURCHASES OR TRANSPORTS OF SCRAP".

HOUSE AMENDMENT TO H.B. NO. 526

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 17, delete "twenty dollars (\$20.00)" and insert: "ten dollars (\$10.00)".

CORRECTION TO TITLE

On page 1, in line 3, delete "TWENTY" and insert: "TEN".

HOUSE AMENDMENT TO H.B. NO. 529

AMENDMENTS TO SECTION 7

On page 5 of the printed bill, delete line 4, and insert: "source of power: "Machinery and equipment" includes all operating property as described in section 63-3501(h), Idaho Code;" in line 5, delete "'Machinery'" and insert: "Notwithstanding subsection (2)(b) of this section, 'machinery'"; in line 15, delete "2" and insert: ";"; and delete lines 16 and 17.

HOUSE AMENDMENT TO H.B. NO. 380

AMENDMENTS TO SECTION 24

On page 22 of the printed bill, delete lines 21 through 34 and insert:

"(2) A professional land surveyor licensed pursuant to the provisions of this chapter, and his subordinates, who, in the course of work which may be necessary to carry out the objects of existing laws relative to surveys, find it necessary to go upon or across the lands of a party or parties other than the one for whom the survey is being made, and upon or across such land lie land survey corners or monuments, the access to which is necessary to

complete a survey, shall not be guilty of trespass but shall be liable for any damage done to such land or property, provided the following actions are taken:

- (a) If oral permission cannot be obtained from the owner of the property, then the person making the survey shall give written notice via United States post office certified mailing, return receipt requested, of the survey to the owner of the land at least ten (10) days before going upon or across the land; and
- (b) Upon receipt of delivery confirmation, or after ten (10) days following the date of mailing of the written notice, whichever is sooner, the surveyor and his subordinates may enter upon the land."

HOUSE AMENDMENT TO H.B. NO. 382

AMENDMENTS TO SECTION 1

On page 1 of the printed bill, in line 15, delete "including properties used by a school," and insert: "or upon other properties posted with a notice that they are used by a school,"; in line 17, following "present" insert: "and are involved in a school activity or when children are present within thirty (30) minutes before or after a scheduled school activity"; in line 20, following "properties" insert: "posted with a notice that they are"; in line 21, following "present" insert: "and are involved in a school activity or when children are present within thirty (30) minutes before or after a scheduled school activity"; in line 22, delete ", leased or contracted" and insert: "or leased or contracted"; in line 27, delete "offender's property line" and insert: "nearest point of the exterior wall of the offender's dwelling unit"; and following line 30, insert:

"(e) The posted notices required in this subsection (1) shall be at least one hundred (100) square inches, shall make reference to section 18-8329, Idaho Code, shall include the term "registered sex offender" and shall be placed at commonly used entrances to the property. In addition, there shall be at least one (1) notice posted every six hundred sixty (660) feet along the property line."

On page 2, in line 7, following "grounds" delete "." and insert: "or"; and following line 7, insert:

"(h) Has written permission from a school principal, vice-principal, or the equivalent, to be on the school grounds or upon other property posted with a notice that the property is used by a school."

CORRECTION TO TITLE

On page 1, in line 5, delete "PROPERTIES" and insert: "UPON OTHER PROPERTIES POSTED WITH A NOTICE THAT THEY ARE".

HOUSE AMENDMENT TO H.B. NO. 531

AMENDMENT TO SECTION 1

On page 2 of the printed bill, in line 1, delete "written"; and in line 3, delete "such".

We have also had under consideration **H 541**, report progress and beg leave to sit again.

BEDKE, Chairman

Mr. Bedke moved that the report be adopted. Seconded by Mr. Moyle.

Whereupon the Speaker declared the report adopted.

H 517, as amended, **H 526**, as amended, **H 529**, as amended, **H 380**, as amended, **H 382**, as amended, and **H 531**, as amended were referred to the Judiciary, Rules, and Administration Committee for engrossing.

S 1372, as amended in the House, was filed for first reading.

H 541 was retained on General Orders.

The amendments were referred to the Judiciary, Rules, and Administration Committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 546 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 546** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(30)(Stanek), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Clark, Patrick, Smith(24). Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 546** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 503 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Block to open debate.

The question being, "Shall **H 503** pass?"

Mrs. Chavez asked unanimous consent that, pursuant to Rule 22, discussion of other documentation be allowed in debate of **H 503**. There being no objection, it was so ordered.

Roll call resulted as follows:

AYES -- Anderson, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Hagedorn, Henbest, Henderson,

Jaquet, Killen, King, Kren, Labrador, LeFavour, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Pence, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35). Total -- 55.

NAYS -- Andrus, Barrett, Bedke, Clark, Eskridge, Hart, Harwood, Lake, Loertscher, Luker, Moyle, Raybould, Ringo, Mr. Speaker. Total -- 14.

Absent and excused--Patrick. Total -- 1.

Paired Votes:

AYE -- Shirley NAY -- Clark
(Pairs enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 503** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 411 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Collins to open debate.

The question being, "Shall **H 411** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Clark, Lake, Patrick. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 411** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 412 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Crane to open debate.

The question being, "Shall **H 412** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti,

Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Clark, Lake, Patrick. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 412** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 491** be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

H 494 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Killen to open debate.

The question being, "Shall **H 494** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson, Thayne, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused--Clark, Crane, Lake, Patrick. Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 494** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 456 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Labrador to open debate.

The question being, "Shall **H 456** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson,

Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused--Clark, Lake, Patrick. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 456** passed the House. Title was approved and the bill ordered transmitted to the Senate.

H 501 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Ringo and Mr. Trail to open debate.

The question being, "Shall **H 501** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Bowers, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Eskridge, Hagedorn, Hart, Henbest, Henderson, Jaquet, Killen, King, Kren, Lake, LeFavour, Loertscher, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shepherd(08), Shirley, Shively, Smith(24), Smith(30)(Stanek), Snodgrass, Stevenson, Thayn, Thomas, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 63.

NAYS -- None.

Absent and excused--Bedke, Clark, Harwood, Labrador, Luker, Moyle, Patrick. Total -- 7.

Total -- 70.

Whereupon the Speaker declared **H 501** passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Roberts asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Roberts moved that the House adjourn until 10:30 a.m., Wednesday, February 27, 2008. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House adjourned at 12:07 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk